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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

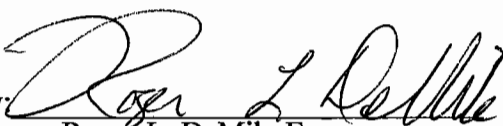
\_\_\_\_\_)  
IN RE: BEXTRA AND CELEBREX )  
MARKETING SALES PRACTICES AND )  
PRODUCT LIABILITY LITIGATION )  
\_\_\_\_\_)  
Brenda Ratliff, individually, and )  
as the Administrator of the )  
ESTATE OF EUGENE RATLIFF )  
Plaintiffs, )  
vs. )  
Pfizer, Inc., et al. )  
Defendants.

Bailey, et al. vs. Pfizer, Inc.  
Case No.: **3:05-CV-04494-CRB**  
  
**MDL NO. 1699**  
**District Judge: Charles R. Breyer**  
  
**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE**

Come now the Plaintiffs, Brenda Ratliff, individually, and as the Administrator of the ESTATE OF EUGENE RATLIFF, and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.

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DATED: January 2, 2009

By:   
Roger L. DeMik, Esq.  
Attorneys for Plaintiffs, Brenda Ratliff, individually and,  
as the Administrator of the Estate of Eugene Ratliff

DATED: March 27, 2009 GORDON & REES

By: \_\_\_\_\_ /s/  
Stuart M. Gordon  
Attorneys for Defendants

**PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,  
IT IS SO ORDERED.**

Dated: April 3, 2009   
Hon. Charles R. Breyer  
United States District Court